

Supreme Court of the
United States

October Term, 2003

HEARING LIST

For the Session Beginning
December 1, 2003

**THE JUSTICES AND THE JUDICIAL CIRCUITS
TO WHICH THEY ARE ASSIGNED**

HON. WILLIAM H. REHNQUIST, Chief Justice, Fourth,
District of Columbia and Federal Circuits.

HON. JOHN PAUL STEVENS, Associate Justice, Sixth
and Seventh Circuits.

HON. SANDRA DAY O'CONNOR, Associate Justice, Ninth
Circuit.

HON. ANTONIN SCALIA, Associate Justice, Fifth Circuit.

HON. ANTHONY M. KENNEDY, Associate Justice, Elev-
enth Circuit.

HON. DAVID H. SOUTER, Associate Justice, First and
Third Circuits.

HON. CLARENCE THOMAS, Associate Justice, Eighth
Circuit.

HON. RUTH BADER GINSBURG, Associate Justice, Sec-
ond Circuit.

HON. STEPHEN BREYER, Associate Justice, Tenth
Circuit.

OFFICERS OF THE COURT

WILLIAM K. SUTER, Clerk.

FRANK D. WAGNER, Reporter of Decisions.

PAMELA TALKIN, Marshal.

JUDITH A. GASKELL, Librarian.

NOTICE TO COUNSEL

1. The Clerk timely informs counsel as to the day counsel must be present for oral argument. The Court convenes at 10 a.m. and each case is usually heard on the date assigned.

2. Counsel scheduled to argue must report to the Lawyers' Lounge between 9:00 and 9:15 a.m. on the day assigned for argument. The Clerk will brief you at that time and provide assistance. Identification cards will be issued to the attorneys authorized to occupy seats at argument tables. Counsel arguing cases *should not* introduce themselves nor introduce co-counsel to the Court at the time of argument. Members of the Court should be addressed by their proper titles—"Chief Justice" or "Justice," as the case may be—and not as "judge."

3. Counsel are expected to take note of time limitations and inquiry should not be made of the Court as to the amount of time remaining. A white light will appear when five minutes remain and a red light when the time has expired. When the Court permits a division of time for argument, the use of more than the agreed time by one attorney does not extend the total time allotted. Counsel should conclude argument promptly when the red light appears unless responding to a question from the Court.

4. During argument counsel should at all times speak into the microphone so that the Justices may hear them and that a clear tape recording can be made. Counsel should also avoid having notes or books touch the microphone since this seriously interferes with the recording process.

5. Counsel in cases to be argued in the afternoon should assemble at the Clerk's desk in the Courtroom when the noon recess begins. An escort will arrange expedited service in the public cafeteria located in the Court building.

6. Appropriate attire for counsel is conservative business dress. If formal attire is worn, it should conform with custom.

WILLIAM K. SUTER, *Clerk.*

HEARING LIST

Monday, December 1, 2003

No. 02–1290. *United States Postal Service v. Flamingo Industries (USA) Ltd., et al.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Edwin S. Kneedler, Deputy Solicitor General, Department of Justice, Washington, D. C.

For respondents: Harold J. Krent, Chicago, Ill.
(1 hour for argument.)

No. 02–9065. *Shakur Muhammad, aka John E. Mease v. Mark Close.*

Certiorari to the C. A. 6th Circuit.

For petitioner: Corinne Beckwith, Washington, D. C.
(Appointed by this Court.)

For respondent: Thomas L. Casey, Solicitor General, Lansing, Mich.
(1 hour for argument.)

Tuesday, December 2, 2003

No. 02–1315. *Gary Locke, Governor of Washington, et al. v. Joshua Davey.*

Certiorari to the C. A. 9th Circuit.

For petitioners: Narda Pierce, Solicitor General, Olympia, Wash.

For respondent: Jay A. Sekulow, Washington, D. C.; and Theodore B. Olson, Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

(1 hour for argument.)

No. 02–1016. *Lee M. Till, et ux. v. SCS Credit Corporation.*

Certiorari to the C. A. 7th Circuit.

For petitioners: Rebecca J. Harper, Marion, Ind.; and David B. Salmons, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: G. Eric Brunstad, Jr., Hartford, Conn.
(1 hour for argument.)

Wednesday, December 3, 2003

No. 02–954. *Office of Independent Counsel v. Allan J. Favish, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Patricia A. Millett, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

For respondents Anthony and Moody in support of petitioner: James Hamilton, Washington, D. C.

For respondents: Allan J. Favish, Santa Clarita, Cal.

(1 hour for argument.)

No. 02–1377. *Buck Doe, et al. v. Elaine L. Chao, Secretary of Labor.*

Certiorari to the C. A. 4th Circuit.

For petitioners: Jack W. Campbell, IV, Washington, D. C.

For respondent: Malcolm L. Stewart, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

Monday, December 8, 2003

No. 02–964. *George H. Baldwin v. Michael Reese.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Hardy Myers, Attorney General, Salem, Ore.

For respondent: Dennis Balske, Portland, Ore. (*Appointed by this Court.*)

(1 hour for argument.)

No. 02–8286. *Delma Banks, Jr. v. Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division.*

Certiorari to the C. A. 5th Circuit.

For petitioner: George H. Kendall, New York, N. Y.

For respondent: Gena Bunn, Assistant Attorney General, Austin, Tex.

(1 hour for argument.)

Tuesday, December 9, 2003

No. 02–1183. *United States v. Samuel Francis Patane.*

Certiorari to the C. A. 10th Circuit.

For petitioner: Michael R. Dreeben, Deputy Solicitor General, Department of Justice, Washington, D. C.

For respondent: Jill M. Wichlens, Assistant Federal Public Defender, Denver, Colo.

(1 hour for argument.)

No. 02–1371. *Missouri v. Patrice Seibert.*

Certiorari to the Supreme Court of Missouri.

For petitioner: Karen K. Mitchell, Chief Deputy Attorney General, Jefferson City, Mo.; and Irving L. Gornstein, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Amy M. Bartholow, Assistant Public Defender, Columbia, Mo.

(1 hour for argument.)

Wednesday, December 10, 2003

No. 02–6320. *John J. Fellers v. United States.*

Certiorari to the C. A. 8th Circuit.

For petitioner: Seth P. Waxman, Washington, D. C. (*Appointed by this Court.*)

For respondent: Michael R. Dreeben, Deputy Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

No. 02–1580. *Richard Vieth, Norma Jean Vieth, and Susan Furey v. Robert C. Jubelirer, President of the Pennsylvania Senate, et al.*

Certiorari to the U. S. D. C. Middle District of Pennsylvania.

For appellants: Paul M. Smith, Washington, D. C.

For appellees Jubelirer and Perzel: John P. Krill, Jr., Harrisburg, Penn.

For appellees Cortes and Accurti: J. Bart DeLone, Senior Deputy Attorney General, Harrisburg, Penn.

(1 hour for argument.)
